

Arrest on Out-of-District Offense

**UNITED STATES DISTRICT COURT**

**SOUTHERN DISTRICT OF CALIFORNIA**

**ARREST ON OUT-OF-DISTRICT OFFENSE**

Magistrate Case Number: 72 MJ 0972

The person charged as David Baker, a.k.a. "Tyrone Jackson" now appears before this United States District Court for an initial appearance as a result of the following charges having been filed in the United States District Court for the Eastern District of New York with Failure to Appear, in violation of 18 U.S.C. 3146 Failure to Appear Before a Court As Required By the Conditions of Release.

The charging documents and the warrant of the arrest of the defendant which was issued by the above United States District Court are attached hereto.

I hereby swear under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

DATED: 3/18/12.

  
\_\_\_\_\_  
Sean Wontor  
(Name)  
Deputy United States Marshal

Reviewed and Approved:

Dated: 3/19/12

  
\_\_\_\_\_  
Assistant United States Attorney

DoA 3/16/12  
JM

**MAGISTRATE JUDGE INFORMATION SHEET****MAGISTRATE CASE NUMBER:**

1. Hearing Date	2. AUSA	3. Mag Judge	72 MJ 0972
4. USAO #	5. Agency #	U.S. Marshals Service	
6. Defendant #: 1 of 1	7. Case Agent	DUSM Sean Wontor	
8. Charges: Title 18 U.S.C. 3146 Failure to Appear Before a Court As Required By the Conditions of Release.			
9. Defendant's Name: David BAKER		10. Social Security #: . . . . .	
11. Alias: JACKSON, Tyrone Stephen		12. Birth Date: 03/16/1970	
13. Address: 480 Alta Rd. San Diego, CA (R.J. Donovan State Prison)			
14. Arrest Date: 03/16/2012		15. Place of Arrest: R.J. Donovan	16. Date Committed: _____
17. Agent(s): DUSM Wontor / DUSM Foreman		18. Office Phone #: *	
19. Agency: U.S. Marshals Service		20. Station: S/CA San Diego	
21. Custody:	Yes <input checked="" type="checkbox"/> XX <input type="checkbox"/> No		
22. Citizenship:	U.S. <input checked="" type="checkbox"/> XX	Mex	Other
23. INS Status:	Res <input type="checkbox"/>	BCC <input type="checkbox"/>	Other <input type="checkbox"/>
24. Prior Deports: 25. IDENT Hits: _____			
26. Prior Record: 18 USC 2314 Grand Theft of US Government Property, _____			
27. Drug Usage: Heroin and Crack Cocaine How Evidenced? Previous Convictions			
28. Cash on Defendant: N/A		29. Other Evidence: _____	
30. Agent Fact Summary:			

BAKER was located in custody at RJ Donovan State Prison by Deputies from E/NY based on a FBI fingerprint match for the subject. A detainer was filed and when BAKER completed his state time he was taken into custody by DUSM's Wontor and Foreman and booked into US Marshals cellblock.

31. Agent's Info re: Defendant (Employment, Family, etc.)					
32. Def Attorney:	Appointed <input type="checkbox"/>	Retained <input type="checkbox"/>			
33. DEFENSE ATTORNEY: _____			PHONE NUMBER: _____		
34. Next Date for: PH Removal	Date _____	Time _____	Detention	Date _____	Time _____
35. Bond Set: _____					
36. Material Witness Custodial Status: Custody			Not in Custody		
37. MATERIAL WITNESS ATTORNEY: _____			PHONE NUMBER: _____		
Court's Orders/Motions			Government's Notes for Bail		
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## United States District Court

EASTERN

DISTRICT OF

NEW YORK

UNITED STATES OF AMERICA

V.

## WARRANT FOR ARREST

DAVID BAKER, a/k/a "Tyrone Jackson,"

Defendant. CASE NUMBER: CR 96 109

To: The United States Marshal  
and any Authorized United States OfficerYOU ARE HEREBY COMMANDED to arrest DAVID BAKER, a/k/a "Tyrone Jackson,"

Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

 Indictment  Information  Complaint  Order of court  Violation Notice  Probation Violation Petitioncharging him or her with (brief description of offense)

A FAILURE TO APPEAR BEFORE A COURT AS REQUIRED BY THE CONDITIONS OF RELEASE.

in violation of Title 18 United States Code, Section(s) 3146

JOHN L. CADEN

Name of Issuing Officer

Signature of Issuing Officer

UNITED STATES MAGISTRATE-JUDGE

Title of Issuing Officer

3/27/96, BROOKLYN, NEW YORK

Date and Location

Bail fixed at \$ \_\_\_\_\_ by \_\_\_\_\_  
Name of Judicial Officer

## RETURN

This warrant was received and executed with the arrest of the above-named defendant at \_\_\_\_\_

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

Waiver of Rule 5(c) and 5.1(a) Hearings

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

v.

DAVID BAKER aka Tyrone Jackson

Magistrate Case  
No. 12MJ0972

FILED

MAR 29 2012

CLERK US DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY DEPUTY

WAIVER OF RULE 5(c) and 5.1(a) HEARINGS  
(Excluding Probation/Supervised Release Violation)

I, DAVID BAKER aka Tyrone Jackson, understand that in the Eastern District of New York, charges are pending alleging violation of Title 18, United States Code, Section 3146, and that I have been arrested in the Southern District of California and taken before a United States Magistrate Judge, who informed me of the charge and of my right to:

1. Retain counsel or request the appointment of counsel if I am unable to retain counsel;
2. Request transfer of the proceedings to this district pursuant to Rule 20, Fed.R.Crim.P., in order to plead guilty if the United States Attorneys in both districts approve the transfer in writing;
3. A preliminary hearing if required by Federal Rules of Criminal Procedure 5.1 or 58(b)(2)(G) (unless an indictment has been returned or an information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held either in this district or the district of prosecution; and
4. An identity hearing to determine if I am the same person named in the charging document.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

identity hearing  
 preliminary hearing  
 identity hearing and have been informed I have no right to a preliminary hearing  
 identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charge is pending against me.

*David Baker*  
DAVID BAKER aka Tyrone Jackson  
Defendant

*T.S.*  
Defense Counsel  
3/29/12  
Date

Warrant of Removal (After Waiver of Hearing)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

v.

DAVID BAKER aka Tyrone Jackson

Magistrate Case  
No. 12MJ0972

**WARRANT OF REMOVAL  
(After Waiver of Hearing)**

To: United States Marshal

A warrant for arrest having been issued in the Eastern District of New York, charging defendant DAVID BAKER aka Tyrone Jackson with failure to appear before a court as required by the conditions of release, in criminal case no. CR 96 109, in violation of Title 18, United States Code, Section 3146, and the above-named defendant having been arrested in this district and, after waiving hearing pursuant to Federal Rules of Criminal Procedure 40 and 5(c)(3), having been committed by a United States Magistrate Judge to your custody pending his removal to that district,

You are hereby commanded to commit the above-named defendant forthwith to the Eastern District of New York and there deliver him to the United States Marshal for that district or to some other officer authorized to receive him.

  
HON. JAN M. ADLER  
United States Magistrate Judge

Dated at San Diego, California, this 29 ~~12~~ day of March, 2012.

RETURN

Eastern District of New York (at Brooklyn)

ss

Received the within warrant of removal the \_\_\_\_\_ day of \_\_\_\_\_, 2012, and  
executed same.

\_\_\_\_\_  
U. S. Marshal

By \_\_\_\_\_  
Deputy Marshal

UNITED STATES DISTRICT COURT

**Southern District of California**

Office Of The Clerk  
880 Front Street, Room 4290  
San Diego, California 92101-8900  
Phone: (619) 557-5600  
Fax: (619) 702-9900

W. Samuel Hamrick, Jr.,  
Clerk of Court

April 6, 2012

Clerk, U.S. District Court  
Eastern District of New York  
225 Cadman Plaza East, Room 118S  
Brooklyn, NY 11201-1818

Re: USA v. David Baker , Case No. 3:12-mj-00972-JMA

Dear Clerk of the Court:

Enclosed please find copies of the following documents in connection with removal proceedings conducted in this District regarding the defendant(s) David Baker : Certified copy of transfer order, Certified Docket Sheet, Out of District Complaint (copy), Warrant of Removal (copy), Waiver of Removal (copy) .

Please acknowledge receipt on the copy of this letter and return. Thank you.

Sincerely yours,

W. Samuel Hamrick, Jr.,  
Clerk of the Court

By: s/ R. Uran, Deputy Clerk

Copy to Attorney for Plaintiffs:

Copy to Attorney for Defendants:

RECEIVED ITEMS DESCRIBED

THIS DATE OF \_\_\_\_\_  
AND ASSIGNED CASE NUMBER \_\_\_\_\_

CLERK, U.S. DISTRICT COURT

By: \_\_\_\_\_, Deputy

CLOSED

**U.S. District Court**  
**Southern District of California (San Diego)**  
**CRIMINAL DOCKET FOR CASE #: 3:12-mj-00972-JMA-1**  
**Internal Use Only**

Case title: USA v. Baker

Date Filed: 03/19/2012

Date Terminated: 03/29/2012

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Assigned to: Magistrate Judge Jan M.  
Adler

**Defendant (1)****David Baker**

TERMINATED: 03/29/2012

also known as

Tyrone Jackson

TERMINATED: 03/29/2012

represented by **Timothy A Scott**

Law Office of Timothy A Scott

1350 Columbia Street

Suite 600

San Diego, CA 92101

(619)794-0451

Fax: (619)652-9964

Email: [tscott@timscoottlaw.com](mailto:tscott@timscoottlaw.com)**LEAD ATTORNEY****ATTORNEY TO BE NOTICED****Designation: CJA Appointment****Pending Counts****Disposition**

None

**Highest Offense Level (Opening)**

None

**Terminated Counts****Disposition**

None

**Highest Offense Level (Terminated)**

None

**Complaints****Disposition**18:3146 - Failure to Appear Before a  
Court As Required By the Conditions of

Release

**Plaintiff****USA**represented by **U S Attorney CR**

U S Attorneys Office Southern District  
of California  
Criminal Division  
880 Front Street  
Room 6293  
San Diego, CA 92101  
(619)557-5610  
Fax: (619)557-5917  
Email: Efile.dkt.gc2@usdoj.gov  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: Assistant United States  
Attorney*

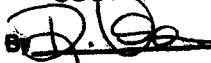
Date Filed	#	Docket Text
03/16/2012		Arrest of David Baker (pvm) (cap). (Entered: 03/19/2012)
03/19/2012	 1	OUT OF DISTRICT COMPLAINT as to David Baker. (Attachments: # <u>1</u> Info Sheet / Arrest Warrant (EDNY)) (pvm) (cap). (Entered: 03/19/2012)
03/19/2012	2	Set/Reset Duty Hearings as to David Baker: Initial Appearance - ODC set for 3/19/2012 before Magistrate Judge Jan M. Adler. (jer) (Entered: 03/19/2012)
03/19/2012	3	Minute Entry for proceedings held before Magistrate Judge Jan M. Adler: Initial Appearance - Out of District Complaint as to David Baker held on 3/19/2012. Attorney Timothy A Scott (n/a) provisionally appointed for David Baker. No bail set. Financial Affidavit due by 3/29/12. Removal/ID Hearing and Status Hearing re Counsel set for 3/29/2012 02:00 PM before Magistrate Judge Jan M. Adler. (CD# 3/19/2012 14:51-14:55). (AUSA Michael Lizano). (Defendant Attorney Ryan Stitt, FD-S/A). (pdc) (Entered: 03/20/2012)
03/19/2012	4	***English. No Interpreter needed as to David Baker (pdc) (Entered: 03/20/2012)
03/29/2012	 5	(Court only) ***Set/Clear Flags as to David Baker (rla) (Entered: 03/29/2012)
03/29/2012		Minute Entry for proceedings held before Magistrate Judge Jan M. Adler: Removal/ID Hearing as to David Baker held on 3/29/2012. Dft waives hrg. Order filed. (CD# 3/29/2012 JMA12-1-14:24-14:29). (Plaintiff Attorney Warren Williams, AUSA). (Defendant Attorney Timothy Scott, CJA). (rla)

		(Entered: 03/29/2012)
03/29/2012	<u>6</u>	WAIVER of Rule 5(c) and 5.1(a) Hearings by David Baker. (rlu) (Entered: 04/06/2012)
03/29/2012	 <u>7</u>	WARRANT of Removal to District of New York (at Brooklyn) Issued as to David Baker. (rlu) (Entered: 04/06/2012)
03/29/2012	<u>8</u>	Case removed to District of *Eastern District of New York**225 Cadman Plaza East, Room 118S**Brooklyn, NY 11201-1818* as to *David Baker*. Sent certified copy of transfer order*, Certified Docket Sheet, Out of District Complaint (copy), Warrant of Removal (copy), Waiver of Removal (copy)*. (rlu) (Entered: 04/06/2012)

APR - 6 2012

I hereby attest and certify on APR - 6 2012  
That the foregoing document is a full, true and correct  
copy of the original on file in my office and in my legal  
custody.

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

 R. Uran Deputy